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DEP 3' REF  
DIVISION Room 307

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of

DAVIS, JR. et al.

Serial No. 10/629,833

Filed: July 30, 2003

For: PERFORMANCE ENHANCED CONTROL OF DLN GAS  
TURBINES

Confirmation No.: 7277 2001 JUN -8 PM 4:42

Atty. Ref.: 839-1478

TC/A.U.: 3746

Examiner: L. Casaregola

June 4, 2004

Mail Stop 16  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**REQUEST FOR REFUND**


A refund is respectfully requested for the charges made to our Deposit Account in the amount of \$36.00 and \$336.00, respectively, for additional claims fees (independent and total claims) (Posting Reference No. 10629833, 4/2/04). A Preliminary Amendment was filed in this application on July 30, 2003 canceling claims 1-10 and leaving claims 11-22 pending. Of the 22 claims, 6 claims are independent and were paid for at the time of filing of this application (see copy of filing coversheet and date-stamped postcard receipt attached).

Therefore it is requested that the overpayment of \$372.00 be refunded to applicants' undersigned attorney by crediting \$372.00 to our Deposit Account No. 14-1140 under Order No. 839-1478. For this purpose a duplicate copy of this paper is enclosed.

Respectfully submitted,

**NIXON & VANDERHYE P.C.**

By:

  
Chris Comuntzis  
Reg. No. 31,097

CC:lmr  
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Arlington, VA 22201-4714  
Telephone: (703) 816-4000  
Facsimile: (703) 816-4100

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

## Mail Stop Patent Application

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Atty. Dkt.: 839-1478

Date: July 30, 2003

DIVISION

2004 JUN -8 PM 4: 42

Attached for filing is the patent application of:

Inventor: DAVIS, JR., et al.

Entitled: PERFORMANCE ENHANCED CONTROL OF DLN GAS TURBINES

and including attachments as noted below:

☐ Newly executed Declaration, ☒ Copy of Declaration from prior application, ☒ Abstract

22 pages of specification and claims (including 22 numbered claims), and

6 sheets of accompanying drawing/s.

☐ Record the attached assignment and return to the undersigned.☐ Attached is a Power of Attorney.☐ Priority is hereby claimed under 35 U.S.C. § 119 based on the following foreign applications:

Application Number

Country

Day/Month/Year Filed

, respectively, the entire content of which is hereby incorporated by reference in this application..

☐ Certified copy(ies) of foreign application(s) is/are attached.☐ Certified copy(ies) filed on \_\_\_\_\_ in prior appln. no. \_\_\_\_\_ filed \_\_\_\_\_☐ This application claims the benefit of Provisional Application No. \_\_\_\_\_, filed \_\_\_\_\_, the entire content of which is hereby incorporated by reference in this application.☒ This application is a ☐ continuation/☒ division/☐ continuation-in-part of Application No. 10/058,138, filed January 29, 2002, pending, the entire content of which is hereby incorporated by reference in this application.☐ Petition filed in prior application to extend its life to insure co-pendency.☒ The prior application is assigned to General Electric Company, Schenectady, New York.☒ It is hereby requested that the Examiner consider the art cited in the parent application by applicant and/or the Examiner for the reasons stated therein. A listing of that art is attached.☐ Applicant claims "small entity" status. ☐ "Small entity" statement attached.☒ Please enter the attached and/or below preliminary amendment prior to calculation of filing fee:

Please cancel claims 1-10, without prejudice.

☐ Also attached: ☐ Information Disclosure Statement; ☐ Non-Publication Request; ☐ Nucleotide and/or Amino Acid Sequence Submission; ☐ Statement deleting Inventor(s) named in prior application; ☐ Other:

## FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY HEREWITH CANCELED

Basic Filing Fee			\$	750.00
Total effective claims	12	- 20 (at least 20) =	0 x \$ 18.00	\$ 0.00
Independent claims	6	- 3 (at least 3) =	3 x \$ 84.00	\$ 252.00
If any proper multiple dependent claims now added for first time, add \$280.00 (ignore improper)				\$ 0.00
SUBTOTAL				\$ 1002.00
If "small entity," then enter half (1/2) of subtotal and subtract				\$( 0.00)
SECOND SUBTOTAL				\$ 1002.00
Assignment Recording Fee (\$40.00)				\$ 0.00
TOTAL FEE ENCLOSED				\$ 1,002.00

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension.

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140.

A duplicate copy of this sheet is attached.

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NIXON &amp; VANDERHYE P.C.

By Atty: Chris Comuntzis, Reg. No. 31,097

Signature: 

761239



PATENT MAINTENANCE  
DIVISION

2004 JUN -8 PM 4: 42

New Patent Application C#/M#: 839-1478  
Serial No.: 10/unassigned Date: July 30, 2003  
Inventor/s: DAVIS, JR., et al. Atty: CC  
Title: PERFORMANCE ENHANCED CONTROL OF DLN  
GAS TURBINES

22 Pages Specification, claims & Abstract 1 pg  
22 Claims  
6 Sheets of Drawings  
XXX Declaration (1 Pages)

\$ Fee (Check) - Pre-Bill  
\$1002.00 Fee (Check) - Non Pre-Bill  
\$1002.00 Total Fee Enclosed

Other: PTO-1449 Form



PATENT APPLICATION SERIAL NO. 10/629833

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE  
FEE RECORD SHEET

07/31/2003 STEUMEL1 00000043 10629833

01 FC:1001	750.00 OP
02 FC:1201	252.00 OP

Adjustment date: 06/28/2004 EEKUBAY1  
04/02/2004 NPATTERS 00000002 141140 10629833  
01 FC:1202 36.00 CR  
02 FC:1204 336.00 CR

04/02/2004 NPATTERS 00000002 141140 10629833

01 FC:1202	<del>36.00 DA</del>
02 FC:1204	<del>336.00 DA</del>

PTO-1556  
(5/87)